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MACPHERSON KWOK CHEN & HEID LLP
2033 GATEWAY PLACE
SUITE 400
SAN JOSE, CA 95110

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MAR 07 2008

OFFICE OF PETITIONS

In re Application of	:	
Seong-Hwan MOON et al.	:	
Application No. 09/556,779	:	DECISION ON PETITION
Filed: April 25, 2000	:	
Attorney Docket No. AB-1600 US	:	

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed November 02, 2007 to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to timely reply within the meaning of 37 CFR 1.113 to the final Office action, mailed December 14, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on March 15, 2006.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Request for Continued Examination (RCE) and fee of \$810.00, and the submission required by 37 CFR 1.114; (2) the petition fee of \$1,540.00; and (3) a proper statement of unintentional delay. Accordingly, the reply to the final Office action of December 14, 2005, is accepted as having been unintentionally delayed.

The Office acknowledges the supplemental amendment that was filed on November 08, 2007.

An extension of time is needed for the timely filing of the petition. Accordingly, petitioner's deposit account no. 50-2257 is being charged the one (1) month extension of time fee due of \$120.00.

It is not apparent whether the person signing the statement of unintentional delay was in a position to have firsthand or direct knowledge of the facts and circumstances of the delay at issue. Nevertheless, such statement is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay. See 37 CFR 10.18(b) and Changes to Patent Practice and Procedure; Final Rule Notice, 62 Fed. Reg. 53131, 53178 (October 10, 1997), 1203 Off. Gaz. Pat. Office 63, 103 (October 21, 1997). In the event that such an inquiry has not been made, petitioner must make such an inquiry. If such inquiry results in the discovery that it is not correct that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, petitioner must notify the Office.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-4231.

This application is being referred to Technology Center AU 2629 for processing of the RCE and for appropriate action by the Examiner in the normal course of business on the amendment submitted in accordance with 37 CFR 1.114.



Michelle R. Eason
Paralegal Specialist
Office of Petitions



MacPherson Kwok Chen & Heid LLP

2033 Gateway Place, Suite 400

San Jose, CA 95110

Tel. (408) 392-9250

Fax (408) 392-9262

2402 Michelson Drive, Suite 210

Irvine, CA 92612

Tel. (949) 752-7040

Fax (949) 752-7049

Email: mailbox@macpherson-kwok.com

www.macpherson-kwok.com

October 31, 2007

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Applicant(s): MOON, Seong-Hwan
Assignee: Samsung Electronics Co., Ltd.
Title: LIQUID CRYSTAL DISPLAY
Application No.: 09/556,779
Examiner: Kumar, S.K.
Docket No.: AB-1600 US
Filed: 04/25/2000
Group Art: 2629
Confirmation No.: 8043

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Return Receipt Postcard;
- (2) This Transmittal Letter (1 page in duplicate);
- (3) Renewed Petition Under 37 CFR 1.137(b) (2 pages);
- (4) Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (2 pages);
- (5) Amendment (18 pages);
- (6) Request for Continued Examination (RCE) Transmittal (1 page in duplicate)
- (7) Information Disclosure Statement Under 37 CFR §§ 1.56, 1.97 and 1.98 (3 pages - in duplicate); and
- (8) Form PTO-1449 (One Reference Cited).



No additional fee is required.



The fee has been calculated as shown below:

CLAIMS AS AMENDED

03/07/2008 CKHLOK 00000001 502257 09556779

01 FC:1251

120.00 DA

Claims Remaining After
Amendment

Highest No.
Previously Paid
For

Present
Extra

Rate

Additional Fee

Total Claims	29	Minus	29	=	0	x	\$50.00	\$	0.00
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Independent Claims	2	Minus	3	=	0	x	\$200.00	\$	0.00
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☐ Fee of _____ for the first filing of one or more multiple dependent claims per application

\$

☒ Fee for Petition to Revive

\$

1,540.00

☒ Fee for Information Disclosure Statement

\$

180.00

Total additional fee for this Amendment:

\$

☒ Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.

☒ Please charge our Deposit Account No. 50-2257 in the amount of

\$

1,720.00

☒ Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 50-2257

Total:

\$

1,720.00

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA, 22313-1450, on October 31, 2007.

Typed or printed name of person signing this certificate:

Hugh H. Matsubayashi

Signature

Respectfully submitted,

for *Howard R. Popper*
Howard R. Popper
Attorney for Applicants
Reg. No. 19,208

Reg No 43,779



DAC

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
AB-1600 US

First named inventor: **MOON, Seong-Hwan**

Application No.: **09/556,779**

Art Unit: **2629**

Filed: **04/25/2000**

Examiner: **Kumar, S.K.**

Title: **Liquid Crystal Display**

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$ 1,540.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Renewed petition, Amendment, RCE & IDS (identify type of reply):

- ☐ has been filed previously on _____
- ☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____

- ☐ has been paid previously on _____
- ☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Howard R. Popper Reg No 43,779
Signature

Oct 31, 2007
Date

for Howard R. Popper
Typed or printed name

19,208
Registration Number, if applicable

MacPherson Kwok Chen & Heid LLP
Address

408-392-9250
Telephone Number

2033 Gateway Place, Suite 400, San Jose, CA 95110
Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☐ Other: _____**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

Oct 31, 2007
Date

Hugh H. Matsubayashi
Signature
Typed or printed name of person signing certificate